

**UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK**

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff-Applicant,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation of
Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

CERTAIN DEFENDANTS REPRESENTED BY
CHAITMAN LLP,

Defendants-Appellants.

Adv. Pro. CERTAIN DEFENDANTS
REPRESENTED BY CHAITMAN
LLP

**TRUSTEE'S DESIGNATION OF ADDITIONAL ITEMS
TO BE INCLUDED IN THE RECORD ON APPEAL**

Under Rule 8009 of the Federal Rules of Bankruptcy Procedure, Appellee Irving H. Picard (“Trustee”), trustee for the substantively consolidated liquidation of Bernard L. Madoff Investment Securities LLC (“BLMIS”) under the Securities Investor Protection Act, 15 U.S.C. § 78aaa *et seq.*, and the chapter 7 estate of Bernard L. Madoff, hereby submits the following designation of additional items to be included in the record on appeal as directed by this Court’s February 15, 2019 Order Granting Leave to Appeal Discovery Arbitrators January 2, 2019 Order (ECF No. 18481):

**DESIGNATION OF ADDITIONAL ITEMS TO BE INCLUDED
IN THE RECORD ON APPEAL**

The Trustee hereby designates the following additional items to be included in the record on appeal:

Date of Document	Description of Document
12/21/2015	Trustee's Initial Disclosures in <i>Picard V. Trust U/Art Fourth O/W/O Israel Wilenitz, Evelyn Berezin Wilenitz</i> , Adv. Pro. No. 10-04995
Last revised 9/2018	The Madoff Trustee, Proof of Fraud and Insolvency, E-Data Room 1, User Guide for Outside Litigation Counsel
4/8/2016	Trustee's Responses and Objections to Defendants' Document Demands and Interrogatories
9/26/2016	Trustee's Letter to Chaitman LLP regarding <i>Picard v. Trust U/ART Fourth o/w/o Israel Wilenitz</i> , Adv. Pro. No. 10-04995 (SMB)
12/13/2016	Transcript of Arbitration on Chaitman LLP's Motion to Compel Discovery and Trustee's Cross-Motion for a Protective Order in <i>Picard v. Wilenitz</i> , Adv. Pro. No. 10-04995
12/15/2016	Trustee's Letter to Arbitrator Honorable Frank Maas regarding In re BLMIS (08-01789) – Motion to Compel filed by Chaitman LLP in <i>Picard v. Wilenitz</i> , Adv. Pro. No. 10-04995
1/5/2017	Transcript of Telephone Conference with Chaitman LLP before Arbitrator Honorable Frank Maas
6/25/2017	Trustee's Email Correspondence with Chaitman LLP regarding "1980s trading records"
7/26/2017	Transcript of Discovery Conference with Chaitman LLP Pursuant to Local Bankruptcy Rule 7007-1 before Judge Bernstein
8/25/2017	Trustee's Letter to Chaitman LLP and McDermott Will & Emery LLP regarding <i>Securities Investor Protection Corporation v. Bernard L. Madoff Investment Securities LLC</i> , Adv. Pro. No. 08-01789 (SMB) – Requests for Documents
9/5/2017	Chaitman LLP's Letter to Trustee regarding <i>Securities Investor Protection Corporation v. Bernard L. Madoff Investment Securities LLC</i> , Adv. Pro. No. 08-01789 (SMB) – Requests for Trustee to comply with Defendants' document demands
10/11/2017	Chaitman LLP's Email Correspondence to Trustee regarding "Documents from the BLMIS data base"
10/18/2017	Trustee's Letter to Chaitman LLP regarding <i>Securities Investor Protection Corporation v. Bernard L. Madoff Investment Securities LLC</i> , Adv. Pro. No. 08-01789 (SMB) – Requests for Documents
10/25/2017	Trustee's Response Email Correspondence to Chaitman LLP and McDermott Will & Emery LLP regarding "Documents from the BLMIS data base"

Date of Document	Description of Document
11/2/2017	Chaitman LLP's Response Email Correspondence to Trustee regarding "Documents from the BLMIS data base"
12/21/2017	Trustee's Responses and Objections to Defendants' Third Set of Requests for Production of Documents to the Trustee
5/1/2018	Transcript of Discovery Conference with Chaitman LLP before Judge Bernstein
5/1/2018	Chaitman LLP's Response Email Correspondence to Trustee regarding "Wilenitz Conference Follow-Up"
5/10/2018	Trustee's Response Email Correspondence to Chaitman LLP regarding "Status" referring to the BLMIS data base
9/5/2018	Chaitman LLP's Response Email Correspondence to Trustee regarding "Draft Joint Letter to Judge Maas"
9/17/2018	Trustee's Letter to Chaitman LLP regarding <i>Trust U/Art Fourth O/W/O Israel Wilenitz, et. al.</i> , Adv. Pro. No. 10-04995 (SMB)
11/27/2018	Trustee's Letter to Arbitrator Honorable Frank Maas regarding <i>Picard v. Wilenitz, et al.</i> , Adv. Pro. No. 10-04995

Dated: April 1, 2019
New York, New York

Respectfully submitted,
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Liquidation of Bernard L. Madoff Investment
Securities LLC and the Chapter 7 Estate of
Bernard L. Madoff*